

Amendment No. 1 to SB0333

Johnson  
Signature of Sponsor

**AMEND Senate Bill No. 333\***

**House Bill No. 1053**

By adding the following as a new section to precede the effective date section:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 63-26-102(4), is amended by deleting the word "board" and by substituting instead the language "commissioner".

AND FURTHER AMEND in Section 1 by deleting in its entirety the amendatory language of such section and by substituting instead the following:

(1) "Commissioner" means the commissioner of health and shall include designees of the commissioner of health;

AND FURTHER AMEND by deleting in its entirety the amendatory language of Section 10 and by substituting instead the following:

Section 63-26-110. A person who acts in good faith shall not be civilly liable for providing information to the commissioner or a designee of the commissioner on any matter relative to the practice of electrolysis. The provisions of this section shall apply to any person who acts in good faith to provide information to a designee of the commissioner in the course of an investigation of the practice of electrolysis.

AND FURTHER AMEND by deleting in its entirety Section 21 and by substituting instead the following:

SECTION 21. Tennessee Code Annotated, Section 63-26-113, is amended by deleting such section in its entirety and by substituting instead the following:

(a) Examinations for qualified applicants shall be offered at least once a year at the times and places determined by the commissioner or the commissioner's designee.

(b) Completed applications for examination must be received by the commissioner thirty (30) days prior to the examination date.

(c) The commissioner or the commissioner's designee shall notify each qualified applicant of the time and place of examination.

(d) The commissioner shall select an examination in which the testing and grading systems are recognized as standard in the field of professional licensure examinations.

AND FURTHER AMEND by adding the following as a new section to precede the effective date section:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 63-26-114, is amended by deleting subsection (c) in its entirety.

AND FURTHER AMEND by adding the following language as a new section to precede the effective date section:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 63-26-117, is amended by adding a new subsection thereto, as follows:

(c) The commissioner or a designee of the commissioner shall have the discretion to grant a waiver of examination to an applicant provided a written explanation of such waiver is provided to the applicant and made available to persons requesting a copy of such explanation.

AND FURTHER AMEND by adding the following as new sections to precede the effective date section:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 63-26-127(c), is amended by deleting the language "All fines for the violation" and by substituting instead the language "All civil penalties for a violation".

SECTION \_\_\_\_\_. All rules and regulations filed by the board of electrolysis in the office of secretary of state upon the effective date of this act shall be deemed to be rules and regulations of the commissioner of health. The secretary of state is authorized and directed to change any references to the board of electrolysis to references to the commissioner of health in rules and regulations promulgated by the board of electrolysis pursuant to title 4, chapter 5. The rules and regulations of the board of electrolysis that

were properly promulgated pursuant to title 4, chapter 5, shall remain in effect until subsequently amended or repealed.